

Customer No.: 31561
Application No.: 10/707,739
Docket NO.: 10769-US-PA

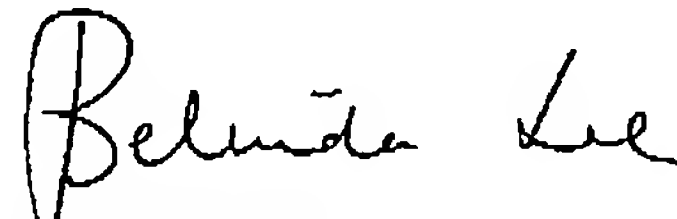
REMARKS

In response to the Office Action mailed on October 4, 2005, a complete listing of all of the claims is presented herewith. Applicants would like to elect Group I, claims 1-16, drawn to an emergency lighting system utilizing an automatic charge/discharge battery for backing up, classified in class 315, subclass 86. Please cancel Group II, claims 17-23, drawn to a power level of a battery as conditioning for charging/discharging the battery, classified in class 320, subclass 136, without waiver, prejudice or disclaimer.

Applicants also reserve the right to pursue the subject matter of the non-elected claims in a divisional application if Applicants so choose.

Respectfully submitted,

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